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COUNTY OF CONTRA COSTA, JOSHUA PATZER, and
WARREN RUPF

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SHAWN DAY, individually and as
successor in interest to the Estate of Steffen
Matthew Day,

Plaintiff,

vs.

COUNTY OF CONTRA COSTA;
JOSHUA PATZER; WARREN RUPF, and
Does 1 through 50, et al.,

Defendants.

Case No. C07-4335 PJH

**STIPULATION AND [PROPOSED]
ORDER EXTENDING THE MEDIATION
DEADLINE**

Judge: Hon. Phyllis J. Hamilton

IT IS HEREBY STIPULATED between the parties that due to an unanticipated difficulty with the scheduling of the mediation in this matter, complicated by the unanticipated unavailability of a key representative of the County of Contra Costa, the parties have had to reset their mediation in this matter. The mediation was initially set by the parties for March 20, 2008. After the mediation date was set, it was determined that there was an unavoidable conflict with that date by a key representative of the County of Contra Costa. As such, the mediation was recently rescheduled and is now confirmed and set to go forward on April 30, 2008.

Per the Court's Case Management and Pretrial Order of November 30, 2007, the parties were supposed to complete mediation within 120 days of the order, essentially by March 30th. Due to the reasons stated above, the parties were unable to complete mediation by March 30th,

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1 though their original mediation date was within that time frame. The parties now need at least a
2 one month extension to complete the mediation, which is currently set for April 30th. All parties
3 are available for this mediation date which has recently been confirmed by the docket filing by
4 the Court on March 19, 2008.

5 This requested extension will not impact any other dates from the Court's November 30th
6 Case Management and Pretrial Order. This is the first request by the parties to modify the
7 Court's November 30th Case Management and Pretrial Order and good cause is present for such
8 modification due to the unanticipated complication in scheduling the mediation.

9 **IT IS SO STIPULATED.**

10
11 Dated: March 20, 2008

CASPER, MEADOWS, SCHWARTZ & COOK

12
13 By: 

14 Andrew C. Schwartz, Esq.
15 Larry Cook, Esq.
Attorneys for Plaintiff
SHAWN DAY

16 Dated: March 20, 2008

17 McNAMARA, DODGE, NEY, BEATTY, SLATTERY,
18 PFALZER, BORGES & BROTHERS LLP

19 By: 

20 James V. Fitzgerald, III
21 Noah G. Blechman
Attorneys for Defendants
22 COUNTY OF CONTRA COSTA, JOSHUA PATZER,
23 and WARREN RUPF
24
25
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ORDER

The parties have demonstrated good cause to modify the Court's November 30, 2007, Case Management and Pretrial Order in this matter as follows:

Mediation shall now be ordered to be completed by May 2, 2008.

IT IS SO ORDERED.

Dated: _____, 2008

By: _____
Hon. Phyllis J. Hamilton
United States District Court Judge

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